

## MINUTES OF COUNCIL REGULAR MEETING – FEBRUARY 16, 2010

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THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, FEBRUARY 16, 2010, AT 6:30 P.M., IN THE COUNCIL CHAMBERS, WEST VALLEY CITY HALL, 3600 CONSTITUTION BOULEVARD, WEST VALLEY CITY, UTAH. MAYOR WINDER CALLED THE MEETING TO ORDER.

THE FOLLOWING MEMBERS WERE PRESENT:

Mike Winder  
Russ Brooks  
Steve Buhler  
Carolynn Burt  
Don Christensen  
Corey Rushton  
Steve Vincent

Wayne Pyle, City Manager  
Sheri McKendrick, City Recorder

STAFF PRESENT:

Paul Isaac, Assistant City Manager  
Nicole Cottle, CED Director  
Russell Willardson, Public Works Director  
Layne Morris, Community Preservation Director  
John Evans, Fire Chief  
Kevin Astill, Parks and Recreation Director  
Jim Welch, Finance Director  
Marshall Hendrickson, Acting City Attorney  
Aaron Crim, Administration  
Jake Arslanian, Public Works Department

14827     **OPENING CEREMONY**

The Opening Ceremony was conducted by Corey Rushton who shared an inspirational story he read in the Washington Post.

14828     **SCOUTS**

Mayor Winder welcomed Scout Troop Nos. 644 and 758 in attendance at the meeting to complete requirements for the Citizenship in the Community and Communications merit badges.

14829     **APPROVAL OF MINUTES OF REGULAR MEETING HELD FEBRUARY 2, 2010**

The Council read and considered the Minutes of the Regular Meeting held February 2, 2010. There were no changes, corrections or deletions.

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After discussion, Councilmember Vincent moved to approve the Minutes of the Regular Meeting held February 2, 2010, as written. Councilmember Christensen seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Brooks	Yes
Mr. Buhler	Yes
Ms. Burt	Yes
Mr. Rushton	Yes
Mr. Christensen	Yes
Mayor Winder	Yes

Unanimous.

14830

### **COMMENT PERIOD**

Upon inquiry by Mayor Winder, the following individual addressed the City Council during the comment period:

Fynbo (no last name given) addressed the City Council and commented regarding the opening ceremony.

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### **ORDINANCE NO. 10-03, AMEND SECTIONS 17-26-104, 17-26-106, 17-26-109, 17-26-110 AND 17-26-112, ENACTING SECTIONS 17-26-111.1, 17-26-123.1 AND 17-26-138, AND REPEALING SECTIONS 17-26-111 AND 17-26-117 OF TITLE 17 OF THE WEST VALLEY CITY MUNICIPAL CODE REGARDING ISSUANCE OF BUSINESS LICENSES TO SEXUALLY ORIENTED BUSINESSES**

City Manager, Wayne Pyle, presented proposed Ordinance No. 10-03, which would amend Sections 17-26-104, 17-26-106, 17-26-109, 17-26-110 and 17-26-112, and enact Sections 17-26-111.1, 17-26-123.1 and 17-26-138, and repeal Sections 17-26-111 and 17-26-117 of Title 17 of the West Valley City Municipal Code regarding issuance of business licenses to sexually oriented businesses.

Mr. Pyle stated the proposed ordinance would clarify procedures for obtaining a sexually oriented business license and the standards of operation a licensee must follow in order to remain in good standing. The proposed resolution would also clarify and expand requirements that all employees must satisfy before commencing any work for a sexually oriented business.

The City Manager indicated by adopting the proposed ordinance the City Council would exercise its right to pass ordinances and rules that provided for the health,

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safety, morals, and welfare of its citizens and the community at-large, by ensuring sexually oriented businesses were properly regulated and operated. He explained that previous to the City enacting a moratorium relating to issuance of sexually oriented business licenses, the City received two applications for licensure of a proposed escort service to be operated within the City. He reported that on both occasions the applications had been denied for failure to meet the existing requirements for obtaining a sexually oriented business license from West Valley City. He indicated the City recognized the need to expand and clarify the existing ordinance in order to ensure such businesses operated in compliance and the interests of the community, citizens, and the continued economic development of the City were preserved.

After discussion, Councilmember Buhler moved to approve Ordinance No. 10-03, an Ordinance Amending Sections 17-26-104, 17-26-106, 17-26-109, 17-26-110, and 17-26-112, Enacting Sections 17-26-111.1, 17-26-123.1 and 17-26-138, and Repealing Sections 17-26-111 and 17-26-117 of Title 17 of the West Valley City Municipal Code Regarding the Issuance of Business Licenses to Sexually Oriented Businesses. Councilmember Burt seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Brooks	Yes
Mr. Buhler	Yes
Ms. Burt	Yes
Mr. Rushton	Yes
Mr. Christensen	Yes
Mayor Winder	Yes

Unanimous.

14832      **RESOLUTION NO, 10-18, APPROVE AN INTERLOCAL COOPERATION AGREEMENT WITH SALT LAKE COUNTY FOR DESIGN WORK AT 7200 WEST BETWEEN APPROXIMATELY SR201 AND 3500 SOUTH**

City Manager, Wayne Pyle, presented proposed Resolution No. 10-18 which would approve an Interlocal Cooperation Agreement with Salt Lake County for design work at 7200 West between approximately SR201 and 3500 South.

Mr. Pyle stated the proposal would provide for West Valley City and Salt Lake County to share the design costs for the 7200 West Widening Project. He further stated West Valley City and Salt Lake County planned to construct certain improvements including curb, gutters, sidewalk, and roadway construction along 7200 West between SR201 and 3500 South. He indicated the City had already

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contracted with Horrocks Engineers for design services on the project. He explained the subject agreement would allow the County to reimburse the City for one-half of the design costs totaling an estimated \$207,167.00.

After discussion, Councilmember Brooks moved to approve Resolution No. 10-18, a Resolution Approving an Interlocal Cooperation Agreement between West Valley City and Salt Lake County for Design Work at 7200 West between Approximately SR201 and 3500 South. Councilmember Vincent seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Brooks	Yes
Mr. Buhler	Yes
Ms. Burt	Yes
Mr. Rushton	Yes
Mr. Christensen	Yes
Mayor Winder	Yes

Unanimous.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL, THE REGULAR MEETING OF TUESDAY, FEBRUARY 16, 2010, WAS ADJOURNED AT 6:41 P.M., BY MAYOR WINDER.

I hereby certify the foregoing to be a true, accurate and complete record of the proceedings of the Regular Meeting of the West Valley City Council held Tuesday, February 16, 2010.

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Sheri McKendrick, MMC  
City Recorder